

Judge: Paul B. Snyder
Chapter 11
Hearing Date: Friday, June 11, 2010
Hearing Time: 9:00 a.m.
Response Date: June 4, 2010

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF WASHINGTON
TACOMA

In Re

WASHINGTON MUTUAL, INC.,
Debtor.

MICHAEL WILLINGHAM and ESOPUS
CREEK VALUE LP,

Plaintiffs,

vs.

WASHINGTON MUTUAL, INC., a
Washington corporation,

Defendant.

Case No. 08-12229-MFW
District of Delaware
Chapter 11

Adversary No. 10-04136

**PLAINTIFF ESOPUS CREEK VALUE
LP and MICHAEL WILLINGHAM'S
NOTICE OF MOTION TO REMAND,
OR IN THE ALTERNATIVE
TRANSFER FOR HEARING ON
REMAND**

NOTICE IS HEREBY GIVEN that Plaintiffs Esopus Creek Value LP and Michael Willingham have filed a Motion to Remand, or In the Alternative Transfer For Hearing on Remand seeking to remand, or in the alternative, transfer, Plaintiffs' action originally filed in the Superior Court of the State of Washington, for the County of Thurston. The Motion is supported by the accompanying Declaration of Colin J. Folawn, with exhibits thereto.

The Motion will be heard on June 11, 2010 at 9:00 A.M., before the Honorable Paul B. Snyder, U.S. Bankruptcy Judge, Courtroom H, United States Courthouse, 1717 Pacific Avenue, Suite 2100, Tacoma, Washington 98402-3233.

IF YOU OPPOSE the Motion, you must file your written response with the court clerk and serve a copy on the undersigned attorneys no later than **THE RESPONSE DATE**,

PLAINTIFF ESOPUS CREEK VALUE LP and MICHAEL
WILLINGHAM'S NOTICE OF MOTION TO REMAND, OR IN THE
ALTERNATIVE TRANSFER FOR HEARING ON REMAND - 1
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1 **WHICH IS JUNE 4, 2010, AND MUST ALSO APPEAR AT THE HEARING.**

2 In the absence of timely objection or appearance, the Court may, in its discretion,
3 grant the Motion prior to the hearing, without further notice, and strike the hearing.

4 Copies of the Motion and related pleadings are on file with the Court. You may also
5 obtain copies from Mary A. Williams, at Schwabe, Williamson & Wyatt, P.C., 1420 Fifth
6 Avenue, Suite 3400, Seattle, Washington 98101, telephone (206) 407-1568.

7 Dated this 21st day of May, 2010.

8 SCHWABE, WILLIAMSON & WYATT, P.C.

9
10 By: /s/ Colin Folawn
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17 *Attorneys for Plaintiffs Michael Willingham and*
18 *Esopus Creek Value, LP*
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